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AMNESTY INTERNATIONAL
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МЕЖДУНАРОДНАЯ АМНИСТИЯ
منظمة العفو الدولية
國際特赦組織

URGENT ACTION

EXTERNAL **AI Index: ASA 21/82/96**

UA 279/96 **Fear of torture / Possible prisoners of conscience** **28 November 1996**

EAST TIMOR **Agustino Ximenes and four other youths (names unknown)**

Amnesty International has received a report that five East Timorese youths were arrested by the security forces on 6 November 1996 in the East Timorese town of Viqueque. The organization fears that the five may be facing ill-treatment or torture in detention. This fear is increased because their whereabouts remain unknown.

Agustino Ximenes and the other four unnamed youths were arrested by members of *Kopassus* (Special Forces Command). It is believed that the five were arrested because they had information about the killing of two East Timorese, Jacinto de Jesus and Luis Ximenes, by members of KOSTRAD (Army Strategic Reserve Command) on 19 September 1996, and had made this information public. The two were reportedly shot by the military as they were checked at the border between the regions of Baucau and Viqueque. Indonesia's National Commission for Human Rights is carrying out an investigation into the killings.

Amnesty International is concerned that the five may be prisoners of conscience arrested solely for the peaceful expression of their views.

BACKGROUND INFORMATION

East Timorese taken into military and police custody continue to be at risk of torture and ill-treatment, particularly during interrogation. Detainees are often denied access to legal counsel and their families which increases this risk. Safeguards against the use of torture and other violations of detainee's rights provided for under Indonesia's Code of Criminal Procedure are often ignored by the military and the police.

RECOMMENDED ACTION: Please send telegrams/telexes/faxes/express/airmail letters in Bahasa Indonesia, English or your own language:
- asking for the names of the four youths arrested with Agustino Ximenes and for details of the whereabouts and exact charges against all five detainees;
- calling for all possible measures to be taken to ensure the safety of the detainees, including allowing them access to the International Committee of the Red Cross, lawyers and their families;
- calling for the immediate and unconditional release of Agustino Ximenes and the other four detainees, unless they are charged with a recognisable criminal offence under existing laws.

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APPEALS TO:

Military Commander Region IX/Udayana
Maj Gen Rivai
Pangdam IX/Udayana
Markas Besar KODAM IX/Udayana
Denpasar
Bali, Indonesia
Telegrams: Pangdam IX, Udayana, Denpasar, Bali, Indonesia
Salutation: Dear Major General Rivai

Minister of Foreign Affairs
Ali Alatas S.H.
Menteri Luar Negeri
Jalan Medan Taman Pejambon No.6
Jakarta, Indonesia
Fax: + 6221 345 7782 / 345 6014 / 380 5511 / 724 5354
Telegrams: Foreign Minister, Jakarta, Indonesia
Salutation: Dear Minister Alatas

COPIES TO:

National Commission for Human Rights
Alex Refialy S.H.
Jalan Dr Antonio de Carvelho
Dili
East Timor
(Indonesia)

and to diplomatic representatives of Indonesia accredited to your country.

PLEASE SEND APPEALS IMMEDIATELY. Check with the International Secretariat, or your section office, if sending appeals after 5 January 1997.